

ESB 5221 - H AMD 472

By Representative Pedersen

ADOPTED 04/25/2013

1 On page 3, beginning on line 3, after "(4)" strike all material
2 through "determination." on line 7 and insert "A facility conducting a
3 civil commitment evaluation under RCW 10.77.086(4) or
4 10.77.088(1)(b)(ii) that makes a determination to release the person
5 instead of filing a civil commitment petition must provide written
6 notice to the prosecutor and defense attorney at least twenty-four
7 hours prior to release. The notice may be given by electronic mail,
8 facsimile, or other means reasonably likely to communicate the
9 information immediately."

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EFFECT: Provides that a facility that decides not to file a civil commitment petition for a person whose criminal charges were dismissed based on incompetency to stand trial must provide written notice of the decision to release the person at least 24 hours prior to release (rather than within 24 hours of the determination to release the person). Allows the notice to be given by electronic mail, facsimile, or other means of immediate communication.

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